HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION NO: 19289 of 2006

Dated: 12-11-2007

Between:

Jonnalagadda Ramarao

..... PETIT

AND

The Special Deputy Collector (L.A.),
Mallavaram Reservoir Project,
Ongole, Prakasam District and 2 others.

.....RESPONI

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No. 19289 of 2006

O R D E R:

This writ petition is filed for a writ of Mandamus to declare the action of respondent No.1 in seeking to distribute the compensation amount in respect of lands acquired for the purpose of Mallavaram Reservoir Project, which are subject matter of A.S.No.2284 of 1987 pending before this Court.

At the hearing, Sri A.S.C.Bose, learned counsel appearing for the petitioner seeks permission of the Court to withdraw the writ petition with liberty to pursue his application already filed for a similar relief in A.S.No.2284 of 1987.

Sri G.Pedababu, learned counsel for respondent Nos. 2 and 3/vacate stay petitioners, says that in principle he has no objection for the withdrawal of the writ petition by the petitioner, but however, the petitioner may not be given the liberty as prayed for by him.

Having heard the submissions of both the counsel, I am of the view that once the writ petition is permitted to be withdrawn, the petitioner cannot be prevented from pursuing his application already pending in the appeal.

In this view of the matter, the writ petition is dismissed as withdrawn with liberty in terms of the prayer made. As a sequel to dismissal of the main writ petition, W.P.M.P.No.24320 of 2006 is also dismissed. No costs.

C.V.NAGARJUNA REDDY,J

Date: 12-11-2007
KLP